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RULES CLEARINGHOUSE

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CLEARINGHOUSE RULE 95-186

Comments

[NOTE: All citations to “Manual” in the comments below are to the Administrative Rules Procedures Manual, prepared by the Revisor of Statutes Bureau and the Legislative Council Staff, dated October 1994.]

2. Form, Style and Placement in Administrative Code

If the department would use proper list format as outlined in s. 1.03 (8), Manual, it would alleviate the problem of having to amend parts of lists in a rule-making order each time items are added to the list. For example, in s. HSS 108.02 (10) (b), it was necessary to delete the word “and” and then add the word “and” in s. HSS 108.02 (10) (c) 6. If each subunit of a list ended in a period, these types of amendments would not be needed. The department should end each subdivision in ss. HSS 152.065 (7) (b), 153.07 (5) (b) and 154.07 (5) (b) with a period rather than a semicolon or the word “and.”

4. Adequacy of References to Related Statutes, Rules and Forms

In s. HSS 108.02 (10) (c) 5., the correct citation to the first U.S. Code reference is 42 U.S.C. 1396n (c). However, this reference is correct in the current rule and is only incorrect in the proposed rule-making order.